

PATENT APPLICATION
ATTORNEY DOCKET 29715/35152R

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CONSENT OF ASSIGNEE TO REISSUE APPLICATION

Box REISSUE
Commissioner for Patents
Washington, D.C. 20231

Sir:

The undersigned, on behalf of XOMA Technology Ltd., the assignee of an undivided interest in the above-identified U.S. patent, the invention described therein and improvements thereof, any and all applications on such inventions or improvements, and any and all patents obtained from such applications, hereby assents to the accompanying application for reissue.

Respectfully submitted,

By: Christopher J. Margolin
Christopher J. Margolin
Vice President, General Counsel and Secretary
XOMA Technology Ltd.

, 2001

PATENT APPLICATION
ATTORNEY DOCKET 29715/35152R

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE UNDER 37 C.F.R. §3.73(b)

Box REISSUE
Commissioner for Patents
Washington, D.C. 20231

Sir:

XOMA Technology Ltd., a Bermuda company, having a registered office at Clarendon House, 2 Church Street, Hamilton HM11, Bermuda, certifies that it is the assignee of an undivided interest in and to U.S. Application Serial No. 09/203,159, filed December 1, 1998, which issued on November 23, 1999 as U.S. Patent No. 5,990,086, in the names of inventors Brett P. Giroir and Patrick J. Scannon, for Therapeutic Uses of BPI Protein Products for Human Meningococcemia.

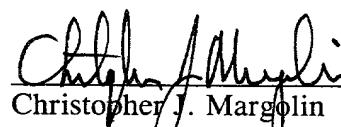
The chain of title from the inventor Patrick J. Scannon to XOMA Technology Ltd. is evidenced by the following. First, inventor Scannon assigned his entire right, title and interest in, among others, the above-identified application and the underlying invention to XOMA Corporation by an assignment, which was recorded on February 12, 1999, at Reel 9767, Frame 0521. Second, XOMA Corporation has become XOMA Ltd., a Bermuda company, through a merger and change in domicile and name. Exhibit A shows the documentation of this merger and change in domicile. Third, XOMA Ltd. assigned all of its

right, title and interest in, among others, the above-identified application and the underlying invention to XOMA Technology Ltd. through an assignment executed on December 6, 1999, a copy of which is attached hereto as Exhibit B. In light of this evidence of ownership of an undivided interest by XOMA Technology Ltd., it is submitted that XOMA Technology Ltd. is an assignee required to consent to the filing of the reissue application submitted herewith and does hereby consent as set forth in the accompanying Consent of Assignee to Reissue.

The undersigned, Christopher J. Margolin, is authorized to act on behalf of XOMA Technology Ltd.

Respectfully submitted,

By:


Christopher J. Margolin
Vice President, General Counsel and Secretary
XOMA Technology Ltd.

_____, 2001